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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/685,124	10/14/2003	Charles Alois Dvorak	R0067D-DIV	4517
24372	7590	07/03/2006	EXAMINER	
ROCHE PALO ALTO LLC PATENT LAW DEPT. M/S A2-250 3431 HILLVIEW AVENUE PALO ALTO, CA 94304			RAO, DEEPAK R	
			ART UNIT	PAPER NUMBER
			1624	

DATE MAILED: 07/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

20060627

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**Commissioner for Patents**

The information disclosure statement filed April 14, 2006 (certification of mailing date April 10, 2006) was received after the mailing of the notice of allowance (mailed April 5, 2006) and therefore, is in accordance with 37 CFR 1.97(d).

MPEP § 609 provides that:

37 CFR 1.97. Filing of information disclosure statement.

(d) An information disclosure statement shall be considered by the Office if filed by the applicant after the period specified in paragraph (c) of this section, provided that the information disclosure statement is filed on or before payment of the issue fee and is accompanied by:

- (1) The statement specified in paragraph (e) of this section; and
- (2) The fee set forth in § 1.17(p).

As can be seen from above, 37 CFR 1.97(d) requires (1) the statement specified in paragraph (e) and (2) the fee set forth in § 1.17(p). The transmittal letter contained applicant's certification under 37 CFR 1.97(e)(1). Further, applicant instructed that "the Commissioner is authorized to charge any additional fees that may be required" (see page 2) which is construed as the instruction to charge the required fees. The IDS has been considered and an initialed copy of PTO-1449 is enclosed herewith.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Deepak Rao whose telephone number is (571) 272-0672. The examiner can normally be reached on Tuesday-Friday from 6:30am to 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James O. Wilson, can be reached at (571) 272-0661. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571) 272-1600.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

June 27, 2006

Deepak Rao  
Primay Examiner  
Art Unit 1624